

Appendix A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re United States Patent Application of:	)	Docket No.:	014811-487.114 US	
)			
Applicant(s):	Gordana Kosutic, et al	)	Confirmation No.:	8427
)			
Application No.:	10/562,478	)	Examiner:	Samuel W. Liu
)			
Filing Date	November 15, 2006	)	Art Unit:	1656
)			
Title:	MIXTURES OF CALCITONIN DRUG-OLIGOMER CONJUGATES AND METHODS OF USE IN PAIN TREATMENT	)	Customer No.:	
	)			24239
)			

**PETITION TO ACCEPT AN UNINTENTIONALLY DELAYED CLAIM UNDER 35 U.S.C.
§120 IN U.S. PATENT APPLICATION NO. 10/562,478**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Request hereby is made under the provisions of 37 C.F.R. §1.78(a)(3) to accept an unintentionally delayed claim under 35 U.S.C. §120. The Commissioner is requested to accord the above-identified application the benefit of a prior-filled application. Specifically, applicants are requesting that the present application be granted the filing date of co-pending U.S. Application No. 10/235,284 filed on September 5, 2002, titled “PHARMACEUTICAL COMPOSITIONS OF CALCITONIN DRUG-OLIGOMER CONJUGATES AND METHODS OF TREATING DISEASES THEREWITH” now U.S. Patent No. 6,770,625.

Notably, co-pending U.S. Application No. 10/235,284 and the present application have a common inventor Nnochiri N. Ekwuribe. Applicants have again included herewith a copy of U.S. Application No. 10/235,284, now U.S. Patent No. 6,770,625.

Applicants state that the entire delay between December 22, 2005, the date the claim was due under 37 CFR §1.78(a)(2)(ii) and the date of January 6, 2010 (37 CFR §1.78(a)(5)(ii)) the date this claim was filed was unintentional. This application is a 371 application of PCT Application No. PCT/US2004/016784 with an international filing date of May 27, 2004. The 371 application was filed in the USPTO on December 22, 2005.

Applicants have amended the specification of the present application to recite the reference required by 35 U.S.C. 120 to the prior-filed and copending application U.S. Application No. 10/235,284.

Fee Payable for the Instant Petition

Applicants have included herewith the fee due for entry of this petition. In the event any extra fee is found due, authorization hereby is given to charge any additional fee or amount properly payable in connection with the entry of this Petition, to Deposit Account No. 13-4365 of Moore & Van Allen, PLLC.

Respectfully submitted,

/mariannefuirer/

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